

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

ABDULIA AHMED BAABBAD,	)	CV F 02 6643 OWW WMW HC
	)	
Petitioner,	)	ORDER ADOPTING FINDINGS AND
	)	RECOMMENDATIONS
v.	)	
	)	[Doc. 37]
	)	
GEORGE GALAZA, Warden,	)	
	)	
Respondent.	)	

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Petitioner is a state prisoner proceeding pro se with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

On September 6, 2005, the Magistrate Judge filed findings and recommendations herein. These findings and recommendations were served on the parties and contained notice to the parties that any objections to the findings and recommendations were to be filed within thirty days. No objections were filed.

In accordance with the provisions of 28 U.S.C. § 636 (b)(1)C) this court has conducted a de novo review of this case. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9<sup>th</sup> Cir. 1983). Having carefully reviewed the entire file, the court finds the findings and recommendations to be supported by the record and by proper analysis.

Based on the foregoing, it is HEREBY ORDERED that:

1. The findings and recommendations issued by the Magistrate Judge on September 6, 2005, are adopted in full;
2. The motion to DISMISS is denied; and
3. This case shall proceed on Petitioner's first amended petition, to which Respondent filed an answer on October 21, 2005. IT IS SO ORDERED.

**Dated: November 29, 2005**  
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**/s/ Oliver W. Wanger**  
UNITED STATES DISTRICT JUDGE